UTILITY PATENT APPLICATION TRANSMITTAL

Address to:
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   U.S. Patent & Trademark Office
   P.O. Box 1450
   Alexandria, VA 22313-1450
	Attorney Docket No.	94-045-TAX (STK 94045 PUSX)

	Inventor(s) or Appln. Identifier	Michael L. Leonhardt, Stephen H. Blendermann, Alan R. Sutton and Charles A. Milligan

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OFFICE OF PETITIONS

1. This application entitled ___Outboard Data Storage Management System and Method___ is:

   a. ___ A new application under 37 C.F.R. § 1.53(b).

   b. _x_ A _x_ continuation ___ divisional or ___ continuation-in-part application under 37 C.F.R. § 1.53(b) of prior application Serial No. _09/878,696_ filed on _June 11, 2001_, entitled _____Outboard Data Storage Management System and Method_____

   c. ___ A new utility application which claims the benefit of provisional application Serial No. ___, filed on _____.

Application elements and other attached papers:

2. _x_ Specification (including Claims and Abstract)   [Total Pages _34_]

3. _x_ Drawings (_ informal / _x_ formal)   [Total Sheets _1_]

4. _x_ Oath or Declaration

   a. ___ Newly-executed

   b. _x_ Copy from a prior application (37 C.F.R. § 1.63(d))

5. ___ Incorporation By Reference: The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Item 4b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

6. ___ This application is filed by fewer than all the inventors named in the prior application, 37 C.F.R. § 1.53(d)(4).

   a. ___ *DELETE* the following inventor(s) named in the prior nonprovisional application:

        _____

        _____

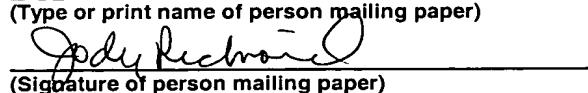   b. ___ The inventor(s) to be deleted are set forth on a separate sheet attached hereto.

BK0005/09-03

7. Preliminary Amendment:

    a.   ____   A Preliminary Amendment Under 37 C.F.R. § 1.115 is attached.

    b.   ____   Cancel in this application original claims _____ of the prior application before calculating the filing fee.

    c.   ____   Please amend the specification by inserting before the first line the following sentence:

        "This is a continuation of copending application(s) serial number <u>09/878,696</u> filed on June 11, 2001"

    d.   ____   A Petition to Suspend Prosecution For The Time Necessary to File An Amendment (New Application Filed Concurrently) is attached.

8. Small entity status:

    a.   ____   Applicant claims small entity status.

    b.   ____   Small entity status was claimed in the prior nonprovisional application and such status is still proper and desired.

    c.   ____   Is no longer desired.

9. Fee Calculation:

FOR	NUMBER FILED	NUMBER EXTRA	RATE	CALCULATIONS
TOTAL CLAIMS (37 C.F.R. § 1.16(c))	43 -20 =		x 18.00	414.00
INDEPENDENT CLAIMS (37 C.F.R. § 1.16(b))	3 -3 =		x 86.00	
MULTIPLE DEPENDENT CLAIMS (if applicable) (37 C.F.R. §1.16(d))	290.00			
BASIC FEE (37 C.F.R. § 1.16(a))				770.00
TOTAL OF ABOVE CALCULATIONS				1124.00
REDUCTION BY 50% FOR FILING BY SMALL ENTITY (NOTE 37 C.F.R. §§ 1.9, 1.27, 1.28)				
$40.00 ASSIGNMENT RECORDAL FEE (if applicable)				
TOTAL				1124.00

10.   <u>x</u>   A check in the amount of $1124.00 is enclosed.

11.   <u>X</u>   The Commissioner is hereby authorized to credit overpayments or charge the following fees (or any deficiency therein) to Deposit Account No. <u>02-3978</u> :

    a.   <u>X</u>   Fees required under 37 C.F.R. § 1.16.

    b.   <u>X</u>   Fees required under 37 C.F.R. § 1.17.

12. Maintenance of Copendency of Prior Application

    _____   A request for extension of time and the appropriate fee have been filed in the pending prior application (or are being filed in the prior application concurrently herewith) to extend the period for response until _____.